

MINUTES

IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PLANNING COMMISSION PUBLIC FINANCING AUTHORITY

DECEMBER 2, 2009

**Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932**

***CLOSED SESSION MEETING – 5:30 P.M.
REGULAR MEETING & SPECIAL MEETING – 6:00 P.M.***

CLOSED SESSION

MAYOR PRO TEM BRAGG called the Closed Session Meeting to order at 5:30 p.m.

ROLL CALL BY CITY CLERK

Councilmembers present:	McCoy, Rose
Councilmembers absent:	King
Mayor absent:	Janney
Mayor Pro Tem present:	Bragg
Staff present:	City Manager Brown; City Attorney Lough; City Clerk Hald

CLOSED SESSION

MOTION BY MCCOY, SECOND BY ROSE, TO ADJOURN TO CLOSED SESSION UNDER:

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8:
Property: 817 Palm Ave., Imperial Beach, CA 91932, (portion of) APN No. 626-250-06
Agency Negotiator: City Attorney and City Manager
Negotiating Parties: The Pawn Shop, Inc. c/o Mark A. Krasner
Under Negotiation: Instruction to Negotiators will concern price and/or terms of payment

MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, ROSE, BRAGG
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	KING, JANNEY

MAYOR PRO TEM BRAGG adjourned the meeting to Closed Session at 5:30 p.m. and she reconvened the meeting to Open Session at 6:00 p.m. Reporting out of Closed Session, MAYOR PRO TEM BRAGG announced Council met earlier in Closed Session, received information from staff, and had no reportable action.

REGULAR MEETING CALL TO ORDER

MAYOR PRO TEM BRAGG called the Regular and Special Meeting to order at 6:01 p.m.

ROLL CALL

Councilmembers present: McCoy, King, Rose
Mayor absent: Janney
Mayor Pro Tem present: Bragg

Staff present: City Manager Brown; City Attorney Lough;
City Clerk Hald

PLEDGE OF ALLEGIANCE

MAYOR PRO TEM BRAGG led everyone in the Pledge of Allegiance.

AGENDA CHANGES

MOTION BY MCCOY, SECOND BY KING, TO MOVE ITEM NO. 6.2 – RESOLUTION NO. 2009-6831 – RESOLUTION AWARDED CAPITAL IMPROVEMENT PROJECT DESIGN SERVICES TO CITY ENGINEER - BDS ENGINEERING - TO WIT RTIP STREET IMPROVEMENTS CIP PROJECT (S10-101) TO THE END OF THE AGENDA. MOTION CARRIED BY THE FOLLOWING VOTE:

**AYES: COUNCILMEMBERS: MCCOY, KING, ROSE, BRAGG
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: JANNEY**

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/REPORTS ON ASSIGNMENTS AND COMMITTEES

COUNCILMEMBER MCCOY announced the Christmas Comes to IB event is scheduled for December 5 and the Navy will host a lunch for the Senior Center on December 3.

MAYOR PRO TEM BRAGG announced the Pearl Harbor event is scheduled for December 7 at the Imperial Beach Pier and the Chamber Holiday Mixer is on December 11; and the City recognized the service of their employees at the recent Employee Appreciation Party.

COMMUNICATIONS FROM CITY STAFF

PUBLIC WORKS DIRECTOR LEVIEN introduced new Secretary Bobbi Otero.

PUBLIC COMMENT

JUNE ENGEL, IB Library Branch Manager, announced a Sheriff Story Time is scheduled for December 9; and she invited the Mayor and Council to participate in a story time scheduled for May 2010.

CONSENT CALENDAR (2.1 - 2.5)

MOTION BY MCCOY, SECOND BY KING, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.5. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, KING, ROSE, BRAGG
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	JANNEY

2.1 MINUTES.

Approved the minutes of the Regular City Council Meeting of October 21, 2009 and the Special City Council Meeting of October 26, 2009.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

Ratified the following registers: Accounts Payable Numbers 69903 through 69990 with the subtotal amount of \$679,956.58; and Payroll Checks 41910 through 42003 with the subtotal amount of \$298,647.45; for a total amount of \$978,604.13.

2.3 RESOLUTION NO. 2009-6827 – AMENDING FISCAL YEAR 09-11 SALARY AND COMPENSATION PLAN POSITION DESCRIPTION FOR INFORMATION SYSTEMS MANAGER. (0510-20)

Adopted resolution.

2.4 LOCAL APPOINTMENTS LIST. (0460-45)

Approved the Local Appointments List in compliance with Government Code §54972, and authorize the City Clerk to post said list at City Hall and the Library in compliance with Government Code §54973.

2.5 RESOLUTION NO. 2009-6830 – APPROVING AN ADDENDUM TO THE MEMORANDA OF UNDERSTANDING BETWEEN THE CITY AND THE IMPERIAL BEACH FIREFIGHTER ASSOCIATION (IBFA) AND SERVICE EMPLOYEES INTERNATIONAL UNION (SEIU) AND AMENDING FISCAL YEAR 2009-10 BUDGET. (0540-20)

Adopted resolution.

PRESENTATIONS (1.1)

1.1 PRESENTATION ON ANTI-CIGARETTE LITTER BY SURFRIDER FOUNDATION. (0270-90)

MANASE MANSUR, of the Surfrider Foundation, gave a PowerPoint presentation on the item and spoke about the organization's desire to expand the program into the City of Imperial Beach.

City Council expressed support for the program; raised concerns regarding upkeep and maintenance; and questioned the number of ash cans to be donated and placement locations.

ORDINANCES – INTRODUCTION/FIRST READING (3.1)

3.1 ORDINANCE NO. 2009-1095 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA ADDING CHAPTER 16.12 (WATER EFFICIENT LANDSCAPE REGULATIONS) TO THE IMPERIAL BEACH MUNICIPAL CODE. (0940-95)

CITY MANAGER BROWN introduced the item.

CITY ATTORNEY LOUGH reported on the item; he gave an overview of the State legislation requiring the adoption of this landscape conservation ordinance.

MAYOR PRO TEM BRAGG called for the reading of the title of Ordinance No. 2009-1095.

CITY CLERK HALD read the title of Ordinance No. 2009-1095, "An Ordinance of the City Council of the City of Imperial Beach, California Adding Chapter 16.12 (Water Efficient Landscape Regulations) to the Imperial Beach Municipal Code."

MOTION BY MCCOY, SECOND BY KING, TO WAIVE FURTHER READING AND DISPENSE WITH THE INTRODUCTION BY TITLE ONLY AND SET THE MATTER FOR ADOPTION AT THE NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, KING, ROSE, BRAGG
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	JANNEY

ORDINANCES – SECOND READING & ADOPTION (4)

None.

PUBLIC HEARINGS (5)

None.

REPORTS (6.1 - 6.4)

6.1 RESOLUTION NO. 2009-6828 – REALLOCATION OF FISCAL YEAR 2009-2010 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FROM SPORTS PARK RESTROOM IMPROVEMENT PROJECT TO CIVIC CENTER CROSSWALK IMPROVEMENT PROJECT. (0650-33)

CITY MANAGER BROWN introduced and reported on the item.

MOTION BY KING, SECOND BY ROSE, TO ADOPT RESOLUTION NO. 2009-6828 – REQUESTING REALLOCATION OF THE FISCAL YEAR 2009-2010 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, KING, ROSE, BRAGG
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	JANNEY

6.3 RESOLUTION NO. R-09-200 – APPROVING STREET IMPROVEMENTS, RDA PHASE 3 (CIP S04-108) CHANGE ORDER NO. 4 WITH NASLAND ENGINEERING. (0720-25)

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item.

MOTION BY ROSE, SECOND BY KING, TO ADOPT RESOLUTION NO. R-09-200 – APPROVING STREET IMPROVEMENTS, RDA PHASE 3 (CIP S04-108) CHANGE ORDER NO. 4 WITH NASLAND ENGINEERING. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, KING, ROSE, BRAGG
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	JANNEY

6.4 RESOLUTION NO. 2009-6829 – APPROVING AN AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND THE CITY OF IMPERIAL BEACH FOR THE PURPOSE OF PROVIDING ANIMAL CONTROL KENNEL AND CALLOUT SERVICES FOR FISCAL YEARS 2009-2011. (0150-10 & 0200-10)

CITY MANAGER BROWN introduced the item.

PUBLIC SAFETY DIRECTOR SOTELO gave a report on the item.

City Council requested that information on the new program be provided to the three pet-related businesses located at Silver Strand Plaza, the pet hospital, and the Eagle & Times. Information should also be posted on the City's website and the City's local government cable channel, and be included in the summer issue of the City newsletter.

MOTION BY KING, SECOND BY MCCOY, TO ADOPT RESOLUTION NO. 2009-6829 – APPROVING AN AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND THE CITY OF IMPERIAL BEACH FOR THE PURPOSE OF PROVIDING ANIMAL CONTROL KENNEL AND CALLOUT SERVICES FOR FISCAL YEARS 2009-10 AND 2010-11. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCCOY, KING, ROSE, BRAGG
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	JANNEY

6.2 RESOLUTION NO. 2009-6831 – RESOLUTION AWARDING CAPITAL IMPROVEMENT PROJECT DESIGN SERVICES TO CITY ENGINEER - BDS ENGINEERING - TO WIT RTIP STREET IMPROVEMENTS CIP PROJECT (S10-101). (0720-25)

COUNCILMEMBER KING announced he had a potential conflict of interest on the item due to the proximity of his home and left Council Chambers at 7:06 p.m.

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item and distributed a diagram showing the streets involved in this project.

MOTION BY MCCOY, SECOND BY ROSE, TO ADOPT RESOLUTION NO. 2009-6831 AWARDING CAPITAL IMPROVEMENT PROJECT DESIGN SERVICES TO CITY ENGINEER - BDS ENGINEERING - TO WIT RTIP STREET IMPROVEMENTS CIP PROJECT (S10-101). MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: MCCOY, ROSE, BRAGG
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: JANNEY
DISQUALIFIED: COUNCILMEMBERS: KING (DUE TO A POTENTIAL CONFLICT OF INTEREST)

ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)

None.

ADJOURNMENT

MAYOR PRO TEM BRAGG adjourned the meeting at 7:14 p.m.

Lorie Bragg, Mayor Pro Tempore

Jacqueline M. Hald, CMC
City Clerk